

RECEIVED
CENTRAL FAX CENTER

Date of Facsimile: July 21, 2005

JUL 21 2005

Attorney Docket No. CST-213

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Bacus *et al.*
ASSIGNEE: CELL SIGNALING TECHNOLOGY, INC.
SERIAL NUMBER: 10/735,118 EXAMINER: Not Yet Assigned
FILING DATE: December 11, 2003 ART UNIT: 1642
FOR: METHOD FOR PREDICTING RESPONSE TO HER-2 DIRECTED THERAPY

CERTIFICATE OF FACSIMILE TRANSMISSION

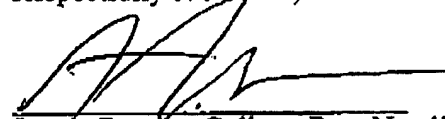
I hereby certify that this correspondence, and any documents referred to as attached hereto, is/are being transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, Facsimile Number: (571) 273-8300, attn. Art Group 1642, on this 21st of July, 2005.


Shari R. M. Hewson

Attached hereto for filing in the above-identified patent application is/are:

☒ Preliminary Amendment Under 37 C.F.R. §1.115

Respectfully submitted,



James Gregory Cullem, Reg. No. 43,569
Intellectual Property Counsel
Andrew J. Warner, Reg. No. 56,049
Patent Agent
CELL SIGNALING TECHNOLOGY, INC.

Date of Facsimile Transmission: July 21, 2005

Attorney Docket No. CST-213

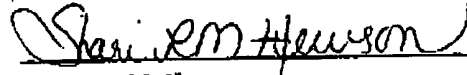
RECEIVED
CENTRAL FAX CENTER
JUL 21 2005**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Bacus *et al.*
ASSIGNEE: CELL SIGNALING TECHNOLOGY, INC.
SERIAL NUMBER: 10/735,118 EXAMINER: Not Yet Assigned
FILING DATE: December 11, 2003 ART UNIT: 1642
FOR: METHOD FOR PREDICTING RESPONSE TO HER-2 DIRECTED THERAPY

CERTIFICATE OF FACSIMILE TRANSMISSION**37 C.F.R. §1.8a**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to USPTO central fax number (571) 273-8300, attn: Art Group 1642, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Date: July 21, 2005


Shari R. M. HewsonJuly 21, 2005
Beverly, Massachusetts

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT UNDER 37 C.F.R. §1.115

Pursuant to 37 C.F.R. §1.115, Applicants respectfully request that the present Preliminary Amendment be entered in the above-identified application. A first Office Action has not yet been issued in this case.

The Listing of Claims: Presented at pages 2-6 of this paper.

Remarks: Presented at pages 7-8 of this paper.

This Preliminary Amendment complies with the requirements of 37 C.F.R. §1.121.